GROWING IN EXTENT AS THE INVES-TIGATION PROCEEDS.

Postmaster Edward P. Thompson, Formerly of Indianapolis, Temporarily Suspended from Office.

OFFICE UNDER ARREST.

Six Other Employes Under Suspicion, and Further Arrests Throughout the Island Probable.

GOING TO HAVANA director of posts.

WILL PROBABLY RELIEVE DIREC-TOR OF POSTS RATHBONE.

Instructed to Proceed to the Cuban Capital at Once.

ACTION TAKEN BY PRESIDENT

WHO IS DETERMINED TO LET NO GUILTY MAN ESCAPE.

Neely Leaves Muncle for New York Where He Will Fight Extradition-Spilker's Statement.

HAVANA, May 14.-The extent of th originally expected. Besides taking in postal department the frauds seem to clude the local office at Havana and various other offices throughout the island, and also to have extended to outside points which have been used for the sale of some of the old issue of stamps that were or

The result of the investigation at the local postoffice is the suspension of Postmaster Thompson, who was installed in April of last year. He will remain at own house for the present. Mr. Sheridan will temporarily fill Mr. Thompson's place.

Moya and Mascaro, stamp sellers in the main office, have also been arrested, and further arrests are expected to-morrow. As many as six others have been placed under the closest supervision, and they will be arrested as soon as their services can be spared. As a matter of fact, they were all to be suddenly relieved of duty it would not be possible to carry or the postal department of Havana.

Messrs. Reeves and Reynolds, the auditors of the postal department, are still under arrest at their own rooms in charge of detectives. Special quarters will, however, be prepared in some fortress, where all the prisoners connected with the frauds will be taken as soon as arrested.

To-day's arrests and the suspension of Mr. Thompson did not take place until after dark, and consequently these new features of the case are not generally known throughout this city this evening, but there is a perceptible excitement at the postoffice, where no one knows who may occurred in the other insular possessions has not strengthened the railways' posibe the next to be singled out.

E. G. Rathbone desires the Associated Press to say that there is no truth in the report circulated in the United States that there is friction between the military authorities here and the postal department On the contrary, the most complete harmony prevails between General Wood and himself, consultations taking place between them daily. He also says he does not conproper under present circumgive out interviews for publication and has so answered all application for personal statements that have been cabled from the United States.

It appears that the frauds ramified in al most every possible direction, even the rented boxes having been made a source of illegitimate gain. Every additional revelation increases the amazement of the Americans here. The Cubans seem to be immensely pleased. They declare that the Americans can no longer boast in Cuba their superior honesty when in government

Wood devotes several hours daily to postal affairs, hearing the reports of special agents and conferring with Mr. Rathbone and others having any knowl edge of the matter. As yet it is impossible to say how many persons will be impli-

The Suspended Postmaster.

WASHINGTON, May 14.-Edward P. Thompson, the suspended postmaster one of the best known men years in the Indianapolis office and was postmaster under the Harrison administraassistant postmaster for some years prior to the Cleveland adminwhich retained him in the postsubordinate capacity. He served in the civil war in General Harrison's comwas appointed postmaster at nonths ago. The news of

hand in the administration not only of

TO RELIEVE RATHBONE.

Fourth Assistant Postmaster General Bristow Going to Cuba.

Special to the Indianapolis Journal. WASHINGTON, May 14.-The latest development in Cuban postal affairs is the determination of the administration to send Fourth Assistant Postmaster General Joseph L. Bristow to Havana to relieve Director of Posts Rathbone and exercise supreme control of postoffice maters throughout the island. Mr. Rathbone is not removed, but NATURE OF CHARGE UNKNOWN relieved from the control of postal af- TRANSIT fairs. It is supposed that he will return to the United States after Mr. Bristow assumes charge, though he may remain in STAMP SELLERS AT THE HAVANA | Havana for a time until Bristow has had | DISCUSS TERMS WITH CITIZENS AND time to get the hang of things. Bristow will still be fourth assistant postmaster general of the United States, but he will be granted leave of absence as such and be assigned to his new duties during the time he is away from this country. What his official title in Cuba will be is not quite clear, but the supposition is that he will be designated while acting as the head of the postal service of the island as acting The decision to send Bristow to Havana

to relieve Rathbone was arrived at late

this afternoon after a conference between the President, the secretary of war and the INTENDS TO SEE THAT THE POLICE postmaster general. It is not understood that this action is to be taken as indicating in any way that Rathbone is implicated Fourth Assistant Postmaster General in any wrongdoing his subordinates may have been guilty of, but simply as indicative of the inflexible purpose of the administration that the situation in Cuba shall be probed to the bottom, wrongs righted and any guilty persons brought to justice, provided it finally turns out that anybody has been guilty of criminal acts. The requisition papers forwarded by General Wood for Neely have been received here, found to be in correct form by the law officers of the government and sent on to Governor Roosevelt. It is understood here that Neely will have a hearing before Commissioner Shields, in New York, on Wednesday. If a case is made out against him he will probably be sent to Cuba for trial, though the law officers of the government say he could be tried in the United States courts of New York if the government should so elect. The feeling in official circles is that it will be better to repostal frauds is far greater than what was | turn him to Cuba for trial, if a case is made against him at his preliminary hearing, because of the good effect such course would have upon the Cubans, who would hardly believe he had ever been punished unless he were tried in Cuban courts. An Associated Press dispatch says: "The postmaster general to-day declined to say whether or not Director General of Posts Rathbone would be suspended. Mr. Bristow outranks the director of posts and the latter might operate as a subordinate, though on this point no statement is vouchsafed. Further than the announcement that Mr. Bristow would go to Havana, the postmaster general said that there was no new development in the situation. He said there had not been an intimation that there had been any wrong doing in the postal affairs of either the Philippine islands or Porto Rico. In Porto Rico the director of posts, Captain Elliott, was a retired naval officer. He had had no experience in postal affairs and it was feared that he might make some mistakes, but the entire system was conducted in an exemplary manner. In Cuba the management has been in the hands of an expert postoffice employe and it was supposed there could be nothing wrong there. The situation in Porto Rico and Cuba, up the same, but in the case of the former

ties had been honest. Mr. Bristow was appointed fourth assistant at the beginning of the present adminfor many years resided in Kansas, from strike, in an interview, said: "The Goverwhich State he was appointed. He has been engaged in newspaper work and for a time was private secretary to Governor Morrill, of Kansas. Chief Clerk Merritt O. | lies his attitude of only two days ago, when Chance will be acting fourth assistant post-

Respecting rumors that similar irregularities to those developed in Cuba have extended, it is declared positively at the War Department, while the inspectors have been working constantly to improve the administrative service, they have not found a single case involving moral turpitude.

Mr. Bristow said to-day that Auditor Reeves, who has been suspended at Havana was selected by the assistant auditor of the treasury for the Postoffice Department for deputy auditor, although the appointment was made by the War Department, Assistant Auditor Lawshe, who has been sent to Cuba to investigate, will fill the position formerly held by Mr. Reeves. Mr. Lawshe, who installed the auditor's office in Cuba is of the belief that if there has been lowed, for it would not be possible. thinks, for such a thing to occur, if th rules had been observed.

WILL RESIST EXTRADITION.

Neely's Counsel Does Not Want to B Tried Under Spanish Law.

NEW YORK, May 14.-In speaking of the requisition for the extradition of Charles torney Burnet said to-day: "I have received the extradition papers from Washngton and have communicated with Govwhich is always allowed the defendants in extradition cases. The matter will be hurried and I presume the hearing wil be held not later than Wednesday. At the hearing Neely's attorneys will be given an opportunity to present reasons for objecting to the prisoner's removal." After reading the papers which came by

messenger from Washington, John D. Lindsay, counsel for Neely, informed District Attorney Burnet that he would op pose the granting of extradition "To my surprise," said Mr. Lindsay to an Evening Post reporter, "the Governor Wood's requisition back to the old Spanish law; they accuse our client of a violation of the penal code of Cuba, Article 401, Section 3, which reads Any public employe who has charge of public funds who takes or consents that others will take any part thereof shall be punished with the penalty of presidic mayor, if the sum taken exceeds 6,250 pe setas, and does not exceed 125,000 pesetas. Under this charge, if convicted, he may be imprisoned in quarters provided in th place where the crime was committed for

(CONTINUED ON SECOND PAGE)

ST. LOUIS LABOR TROUBLES IN FAIR WAY TO BE ADJUSTED.

Suburban Railway Company Has Made Concessions and Its Men Will Return to Work To-Day.

OFFICIALS CONFER

STRIKERS' REPRESENTATIVE.

Proceedings Are Unexpectedly Interrupted, However, and the Conference Breaks Up.

MAINTAIN ORDER.

No Further Trouble at Kansas City, Where About Two Hundred Strikers Paraded Yesterday.

ST. LOUIS, May 14.-There were important developments in the street-car strike situation to-day. At a conference held between the officials of the Suburban Railway Company, the only system in St. Louis not controlled by the St. Louis Transit Company, and on which a strike was inaugu rated ten days prior to that declared on the Transit system, and the employes that road an amicable adjustment was effected, and the men will return to work to-morrow morning. On just what basis the strike was settled could not be learned, but it can be positively stated that the union received full recog-

In many quarters it is thought the settlement of the strike on the Suburban presages an adjustment of the difficulties between the Transit company and its 3,600 striking employes in the near future. In fact, it was learned to-night that at a conference held this afternoon of officials of the Transit company, the chairman of the employes' grievance committee and some of the members of the citizens' committee matters were adjusting themselves nicely for a settlement of the difficulties when a member of the citizens' committee injected into the proceedings a proposition of such a character that the discussion was brought to a close with matters no nearer a settlement than had heretofore existed. It is thought, however, that a future meeting of the same persons will result in establishing a basis for the

settlement of the strike. The Suburban company had no difficulty in maintaining a thorough running schedule to-day, and no serious demonstrations pany's system there were a number of demonstrations-more noisy than otherwise. In one instance the police were obliged to charge on a crowd of strike sympathizers to disperse it, and in a number of the beginning of this month was practically | instances used the flat side of their sabres in accomplising their purpose. No casualboth the military and the postal authori- | ties of a serious nature were reported during the day.

President Mahon, of the International Association of Amalgamated Street-railway istration. He is a native of Kentucky, but | Employes, who is here, managing the nor's action in calling 2,500 extra police has complicated the strike situation, It was an unwise and uncalled-for action, and be he said that the situation did not justify master, during the absence of General such measures as he intimates may be expected. While his precipitate course is itself a surprise, his new way of dealing with the situation was not unexpected. It bility of ordering the forces at his com mand to shoot and club into submission American justice and freedom? I am afraid the Governor has made the task of the citizens' committee all the more difficult. Everything was proceeding nicely when the new order came like a clap of thunder I am very much afraid it has spoiled the

chance of arbitration." In reply to the statement of Mr. Mahon anent the calling for 2,500 policemen. Governor Stephens said to-day: "I called for the men because I thought they were needed and without consulting Mr. Mahor about it. I talked with the Police Board the chief, the captains and the other heads of the police department, and they thought the situation required this action, so I tool it. I think these men, who live in St. Louis know the conditions here better than Mr. Mahon, who does not live here. Therefore I did not consult Mr. Mahon, nor do I in-

tend to do so." Nearly fifty shots were fired in an encounter between guards and wire cutters near Brentwood, on the Meremac division of the Suburban road to-day. The fight took place a quarter of a mile from the power house at Brentwood. Four men guarding the property of the Suburban saw two men on foot and one on horseback moving along the car tracks. One began climbing a wooden trolley pole, carrying a pair of shears. The guards opened fire at the climber, who slid to the ground. The three men returned the shots and fled, with

more bullets following them. By the agreement entered into to-day between General Manager Jenkins, of the Suburban road, and George W. Woodward, chairman of the grievance committee which settled the strike, all differences were submitted to arbitration. All men not discharged prior to April 29 are to return to work to-morrow morning. In event that the finding of the board of arbitration is arbitrators shall consider the discharge of all men since March 2, and its findings shall be binding upon the company.

PARADE AT KANSAS CITY.

Strikers March by Permission of the Mayor-Cars Running.

KANSAS CITY, May 14 .- The street-railway strike here was devoid of exciting incidents to-day. The strikers to the number of about two hundred paraded the streets ing on the streets after the chief of poparade and an appeal to Mayor Reed had stantly.

been resorted to, the mayor issuing the On all lines trains started with the usual regularity, and no signs of violence were apparent during the early hours. The strik-

ers had said that to-day they would pull the crews from their trains if they refused to strike, and when asked about their apparent indifference replied with: "Wait until after the meeting."

Following out their intention of last week, the builders' trade lockout became effective to-day. Members of the club say that about 800 carpenters, painters, tinners and plasterers were locked out, while the union men declared but between 300 and 400 are affected. The lock-out is a test of strength between the boss builders and the unions. The lockout was ordered by the master builders in an effort to break up the Building Trades' Council and force each union to treat with contractors independent of all other unions.

Workmen Injured in a Riot. CHICAGO, May 14.-Several workmen were injured in a fight, which took place to-day in front of a building in course of construction at 20 Seeley avenue. A riot call was turned in and on the arrival of the police the crowd scattered, leaving M. L. Brown, nonunion iron worker, on the ground, suffering from a wound in the head. He was removed to the hospital, GOVERNOR STEPHENS FIRM but the police were unable to make any arrests. Half a dozen others received wounds from flying bricks and scraps of iron, but left the scene unassisted. The trouble arose over the employment of some nonunion men in the structure.

Strike at Dayton.

DAYTON, O., May 14 .- One hundred and thirty-five motormen employed on the two roads of the People's Street-railway Company are on a strike to-night, and this may mark the beginning of a general tiep for all the operating compan men formulated their demands to include an increase of wages, a reduction in hours and arbitration on the question of discharges, also formal recognition of the

Will Not Treat with Freight Handlers. BUFFALO, N. Y., May 14 .- The general superintendents of both the Erie and the New York Central roads in New York have absolutely refused to treat with the striking freight handlers here on the subject of an increase of wages.

DEMO - POPULIST

SCHEME TO ATTACH TWO TAILS TO THE BRYAN KITE THIS FALL.

Effort Will Be Made to Catch Al Kinds of Voters-Missouri Republican Delegates.

Special to the Indianapolis Tournal. WASHINGTON, May 4.—The latest gossip about the Bryan-T wne ticket nominated by the Populists at Sioux Falls last week is that Towne will not retire from the ticket, but that the Democratic convention at Kansas City will proceed to nominate Bryan and its own candidate for Vice President, and that electoral tickets will be put in the field in the States where the Democrats are the most numerous bearing the Kansas City nominee for Vice President, and in those States where the Populists are the more numerous bearing the names of Bryan and Towne. The Demo-Populists who advocate this plank think it would insure the election of Bryan, if anything will accomplish that, though it might result at the same time in electing a Republican

MISSOURI REPUBLICANS

nominee for Vice President.

Meet in State Convention To-Day-

Candidates for Party Honors. KANSAS CITY, Mo., May 14.-Edward A. Rozier, of St. Louis, United States district attorney, was to-night selected to preside over the Republican state convention tomorrow as temporary chairman. Ex-Mayor Walbridge, of St. Louis, doubtless will be permanent chairman. The convention will nominate a full state ticket and select four delegates at large. There is practically no contest over the state offices, with Joseph Governor. There are candidates for delegates at large as follows: D. M. Houser, editor of the St. Louis Globe-Democrat, who seems practically sure of nomination; Nathan Frank and D. P. Dyer, also of St Louis; John L. Bittinger, of St. Joseph; C. G. Burton, of Nevada; James L. Minnis, of Carroliton, and Major William Warner, of Kansas City.

At the Fifth district Republican congressional convention Walter S. Dickey, of Kansas City, and Dan Hoefer, of Lafayette, were elected delegates to the Philadelphia convention and instructed for Me-Kinley. A. W. Love, of Kansas City, was named as elector.

Charged with Conspiracy to Kill. MONTGOMERY, Ala., May 14.-Warrants were sworn out to-day for the arrest of Warren S. Reese, United States district attorney for the Middle district of Alabama, Julian H. Bingham, internal revenue collector for Alabama, and Frank Morague, on a charge of conspiracy to kill certain doorthe meeting of the Republican State convention. April 19. Affidavits were made by Charles H. Scott, brother of Gaston Scott, have been made.

Philadelphia Slow but Sure. PHILADELPHIA, May 14.-At a meeting this afternoon of the finance committee of the citizens' national Republican convencommittee the announcement was made that the \$100,000 pledged by this city to the national committee had been raised.

MURDER AND SUICIDE.

Tennesseean Killed His Wife and Himself-Three Victims in All.

Allister, a wealthy citizen of Heloise, toand after an ineffectual attempt to slay his | forced." wife's brother, turned the smoking revolver to his own head and blew out his brains. The trouble began about two years ago when McAllister charged his wife with | does not fulfill the requirements of geohaving improper relations with one Love. Later he killed Love and after a trial was acquited. Lately McAllister had made further charges against his wife and they separated. To-night he called on her and doings. The woman denied his charges, tamentary and intestacy laws may differ whereupon McAilister killed her. Her brother saved himself by a hasty retreat. lice had refused to issue a permit for the McAllister then shot himself, dying in-

IMPORTANT CLAUSE OF THE WAR REVENUE ACT UPHELD.

Six Decisions Covering Inheritance Taxes Rendered by the United States Supreme Court.

WHOLE ESTATE NOT TAXABLE

PROVISIONS OF THE LAW.

Government Bonds Not Exempt Under est abuses of power are foreshadowed un-Either the Enactment of the New York Legislature or Congress.

SOLICITOR GENERAL.

Right to Fix Progressive Rates Upheld-Several Millions Involved-No Ruling in Kentucky Case.

nounced opinions in the cases arising under the inheritance tax provision of the war the deceased from which the legacies or revenue act and also in a case involving distributive shares were derived." the applicability of the state inheritance tax law of New York to estates composed of government bonds. There were five decisions under the federal law and one under the state law, but two of the former cases applied, as did one of the latter class, to the taxation of government bonds. The court held that neither under the state nor | Northern district of Illinois, and the Fibonds exempt from taxation. The validity of the general federal law was affirmed, but it was held to be purely applicable to ern district of Pennsylvania. legacies and not to the entire estates of deceased persons, the court holding that the "tax is on the passing of legacies or distributive shares of personality, with a handed down by Justice Shiras, the court progressive rate on each, separately determined by the sum of each of such legacies or distributive shares." The decisions deal- is that the right to take property by will handed down by Justice White and those relating to government bonds by Justice

The principal decision in the list, handed down by Justice White, covered the case of Eben J. Knowlton and Thomas A. Buffum, executors of Edwin F. Knowlton, brought here from the Eastern district of New York. The opinion of the Circuit Court was adverse to the validity of the law, and accordingly it was reversed. The opinion is very voluminous and discusses exhaustively every phase of the law. Referring to the "progressive" feature of the act Justice White said that it was contaxation. "It simply provides," he said, "for the progressive rates on the property mentioned in the opening sentences, which is described exactly as it was in the act of 1864. Now as the act of 1864 taxed, not the whole estate, but each particular legacy or a stributive share, the conclusion cannot be escaped that the present law does the same thing, except that there is added thereto a progressive rate."

A PROGRESSIVE TAX. Then he took up the question as to whether the law commands that the progressive rate shall be measured by the amount of a legacy or the whole personal estate, the conclusion being that it was not the intention to tax the entire estate, but "the separate and distinct sums or items of personal property passing." The conclusion then was announced that the by the classifications and being progress-

Continuing on this line the justice said: 'As the whole amount of such personal property as aforesaid relates to the sum of each legacy or distributive share considered separately it follows that all legacies below \$10,000 are not taxed and that those above that amount are taxed primarily by the degree of relationship or absence thereof specified in the five classifications contained in the statute, and that the rate of tax is progressively increased by the amount of each separate legacy or distributive share. This being the correct interpretation of the statute it follows that the court below erroneously maintained a contrary construction, and therefore the asamount than the sum actually due by law." The decision held that the tax was not

a direct tax within the meaning of the

Constitution, but a due or an excise tax. On the point of "uniformity" as required by the Constitution Justice White said the constitutional requirement was geographkeepers at the State Capitol on the day of | ical. "Considering the text," he continued. "it is apparent that if the word 'uniform' new asserted by the opponents of the tax who was shot by Morague. No arrests | the words 'throughout the United States' are deprived of all real significance, and, sustaining the contention, must hence lead construction which requires that effect be given to each word of the Constitution. One of the most satisfactory answers to the argument that the uniformity required by the Constitution is the same as the equal and uniform clauses which have since been embodied in so many of the of the practice under the Constitution from the beginning. From the very first Congress down to the present date in levying herent uniformity, or, in other words, in-DYERSBURG, Tenn., May 14.-L. D. Mc- trinsically equal and uniform taxes, has been disregarded and the principle of geonight shot and instantly killed his wife graphical uniformity consistently en-

> UNIFORMITY. On another point of uniformity he said: "It is yet further asserted that the tax graphical uniformity for the following reason: As the primary rate of taxation dewant of relationship to a deceased person. it is argued that it cannot operate with geographical uniformity, inasmuch as tesin every State. It is certain that the same hip to the deceased, wherever existing, is (CONTINUED ON FIFTH PAGE.)

levied on at the same rate throughout the United States. The tax is hence uniform throughout the United States, despite the fact that different conditions among the States may obtain as to the objects upon

which the tax is levied." With reference to the objections to the

progressive feature of the law Justice White said: "The review which we have made exhibits the fact that taxes imposed with reference to the ability of the person upon whom the burden is placed to bear the same have been levied from the foundation of the government. As also some authoritative thinkers and a number of economic writers contend that a progressive tax is more just and equal than a proportionate one. In the absence of constitutional limitation, the question whether it is or is not is legislative and not judicial. The grave consequences which it LEGACIES ALONE ARE SUBJECT TO is asserted must arise in the future if the right to levy a progressive tax be recognized involves in its ultimate aspect the mere assertion that free and representative government is a failure and that the grossless the courts usurp a purely legislative function. If a case should ever arise where an arbitrary and confiscatory exaction is imposed bearing the guise of a progressive or any other form of tax, it will be time OF THE DECISION enough to consider whether the judicial power can afford a remedy by applying inherent and fundamental principles for the protection of the individual, even though ITS POINTS MADE CLEAR BY THE | there be no express authority in the Constitution to do so. That the law which we

trary and confiscatory is obvious." COURT BELOW ERRED. Concluding he said: "It follows from the foregoing opinion that the court below erred in denying relief and that it should have held the plaintiff entitled to recover so much of the tax as resulted from tax-WASHINGTON, May 14.—The Supreme ing legacies below \$10,000 and from increas- NO Court of the United States to-day an- ing the tax rate with reference to the whole amount of the personal estate of

have construed affords no ground for the

contention that the tax imposed is arbi-

Justice Brewer dissented on the ground that the progressive feature of tax is violation of "uniformity," but concurred on all other points.

Other cases decided by Justice White ar as follows: High vs. Coyne, appeal from decision of the United States Court for the the national enactment were national delity Insurance Trust and Safe Deposit Company vs. McClain, in error to the United States Circuit Court for the East-

In the case involving the right to tax inheritances consisting of government bonds, which were handled in an opinior said: "We think the conclusion fairly to be drawn from the State and federal cases ing with the federal law as a whole were or descent is derived from and regulated by municipal law; that in assessing a tax upon such right or privilege the State may lawfully measure or fix the amount of the tax by referring to the value of the property passing; and that the incidental fact that such property is composed in whole or part of federal securities does not invalidate the tax or the law under which it is

This opinion was rendered in the case of Plummer vs. Controller Color, of the city of New York, and involved the State law of New York. Justice Shiras also handed ler's march subsequent to the attack was down the opinion of the court in the case of George T. Murdock and others vs. Colof the national inheritance tax law as applied to estates composed of government

RICHARDS'S STATEMENT.

The Inheritance Tax Explained-Victory for the Government.

WASHINGTON, May 14 .- Solicitor Gen-Flory, of St. Louis, the only candidate for | ively increased according to the amount of | wife is exempt. Legacies to others must | wait for the assault." ship is more remote until property passing to strangers in blood pays 5 per cent. To this initial rate, a progressive rate according to the value of the legacy passing into British territory which has been adis applied. Property valued at \$10,000 and ministered for six months by the Transunder is exempt: exceeding \$10,000, but not exceeding \$25,000, the rate is fixed by kinship. The rate rises with the amount until taxes. His success therefore has political property exceeding \$1,000,000 is required to as well as military consequences. pay the rate fixed by kinship multiplied by

"The law was assailed on a number of

grounds. Relying upon the decision in the is therefore direct, and being unapportioned among the States is invalid. upon the property, it is a tax on the privilege of inheritance, and since that privilege is created by the state, it cannot be taxed without interfering with the reserved power of the state to regulate the descent it does not tax all estates or legacles at others unequally, making the large pay a higher rate than the smaller. The propressive rate was denounced as socialistic and dangerous. Finally, it was insisted that the tax cannot be levied upon the portion of an estate invested in United States | Wednesday as probable dates. Inquirer bonds, because they are expressly exempt by law from state and federal taxation. "Upon all these points the court found

in favor of the government. The cases | hand at midnight directly involve several millions of dollars, but their far reaching importance grows ernment to tax the privilege of inheriting property, although that privilege is granted | frontier impracticable. and regulated by the States, and they uphold the authority of Congress to apply, in such taxation, the graded or progressive the fairest and wisest method of reaching the great estates and making them bear their fair share of the public burdens. ble subject matter of taxation, and the most valuable privileges are conferred by raising money, were confined to the taxation of privileges granted by itself, an invaluable source of revenue would be de

MARCHES OUT OF LADYSMITH WITH A STRONG FORCE,

And Compels the Boers to Evacuate Their Position at Helpmakaar After a Fight.

WORKS AROUND THEIR FLANKS

AND FORCES THEM TO FALL BACK ON BLESKOPLAAGTE,

Now Near Dundee, While the Enemy Is Said to Be in a Demoralized Condition.

NEAR KROONSTAD

ROBERTS'S HORSEMEN HAVE AD-

Free Staters Disorganized and Unwilling to Listen to President

VANCED TOWARD THE VAAL.

Steyn and His Officers.

RELIEF OF THE BELEAGUERED TOWN THOUGHT TO BE IMMINENT.

Gen. Hunter Probably Marching Up the Left Bank of the Vaal-Steyn's

New Capital at Heilbron.

LONDON, May 15, 3:45 a. m.-General Buller's turning of the Biggarsberg position was effected by a bold movement. The Boers had evacuated Hempmakaar, but were making a stand on Monday evening at Bleskoplaagte, seven miles from Dundee. The corps on the spot regarded this as a rear guard action intended to cover the retreat of the army. At the same time General Hildyard took Indoba, and it is reported that the Boers withdrew in disorder, A special dispatch from Stone Hill Farm. Natal, dated yesterday, says: "General Buller's advance commenced last Thursday, when he left Ladysmith in strength. When within two miles of Helpmakaar the Boers opened a heavy fire and the British guns replied, while a portion of Buller's troops worked round the Boer flanks. The British attack was pressed home Sunday. Bethuen on the right, outflanked the Boers, whose splendid defensive positions in the Biggarsberg were practically taken. General Bulcarried out without a hitch. The British

are still pushing on." clusive that it creates no new subject of lector Ward, from the Circuit Court of A dispatch received by the Associated Appeals for the Southern district of New | Press from Pietermaritzburg, Natal, timed York, and of George Sherman vs. the 12:05 p. m. yesterday, says: "General Bul-United States, from the Northern district | ler's official telegram notifying his success of New York, all involving the validity at the Biggarsberg received here an hour ago, has given keen satisfaction. It is confidently anticipated that Dundee will be occupied by the British to-day. The residents of the North country are delighted. as forcing the Biggarsberg means that they will speedily be enabled to return to

Another dispatch to the Associated Press dated Stone Hill Farm, 8:20 this morning. eral Richards, who conducted the case for | says: "After four days' march eastward the government before the Supreme Court, at the foot of the Biggarsberg ridges, in later in the day made the following state- the direction of Helpmakaar, which was ment: "The tax on legacies and distribu- occupied by the federals, the Second Brigtive shares included in the war revenue ade, Sunday, led the attack, Dundonald's act of 1898 is regarded in two ways, accord- | cavalry broke the Boers' center and ing to the degree of kinship of the legatee, Methuen's horse advanced on their extax is on the legacies and distributive and according to the value of the legacy. I treme right. In the direction of Pomoroy, shares, the rate being primarily determined The initial rate is determined by the de- a small party of burghers occupied a ridge gree of kinship. A legacy to a husband or overlooking Helpmakaar, but they did not

ploying his full strength, is expected to miles in three days. He is thus breaking vaalers, as though it were part of the republic, they holding courts and levying

While Lord Roberts's infantry are concentrating at Kroonstad, where they will rest for a day or two, his horsemen have penetrated eighteen miles northward. In the squadron which cut the railway fifteen miles beyond Kroonstad was the American scout, Frederick Burnham. Two hundred It Boers who had hidden in the river jungles was next urged that if not a direct tax | near Kroonstad to escape service have surrendered to the British and taken the oath of allegiance.

According to a dispatch from Bennett Burleigh to the Daily Telegraph, dated Thursday, May 10, Paul Botha and Macof property. Again, it was urged that if | Donald, members of the Free State Volksan excise, the tax is not uniform, because | raad, demanded that the chairman should call a meeting to sue for peace, as further resistance was suicidal and proposed to make President Steyn a prisoner.

Nothing definite has been heard about the expected relief of Mafeking. Town correspondents continue to wire that relief is imminent, fixing Tuesday or at the War Office are told that the news of the relief will be made public immediate on its receipt. No word had come to

The latest supposition concerning General Hunter is that possibly he is marching out of the fact that they sustain, in am- | up the north bank of the Vaal with a force plest form, the power of the general gov- sufficient, in co-operation with Lord Roberts, to render Boer defense of the Vaal

East of Bioomfontein General Rundle Is advancing toward Ladybrand His troops and those of General Brabant are stretched rates adopted in all civilized countries as over a distance of thirty miles. The Boers are described as quite disorganized and as retreating northward. President Steyn's lieutenants are trying to rally them.

The same stories of disintegration come from nearly every point where the English correspondents are. Mr. Holliwell, forthe States. If the general government, in | merly a correspondent at Mafeking, who was put over the Transvaal border, telegraphing from Lourenzo Marques, Sunday, says: "Judging from talks I have had with the Boers the end of the war will come in a month or six weeks. Mr. Steinekama fact that the court, in construing the law, chairman of the second raad, who travtook the eminently fair and just view that | eled with me, said that if the burghers degree of relationship or want of relation- the exemption and graded rate is based on were pressed from Pretoria they would retire to the district of the Lyndenburg